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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

CENTER FOR BIOLOGICAL	)	Civil No. 08-302-CL
DIVERSITY, et al.,	)	
	)	
Plaintiffs,	)	<b>ORDER</b>
	)	
v.	)	
	)	
MARY WAGNER, et al.,	)	
	)	
Defendants,	)	
	)	
and	)	
	)	
MARJORIE IVERSON and LAWRENCE	)	
IVERSON,	)	
	)	
Defendants-Intervenors.	)	

**PANNER, Judge.**

On June 29, 2009, Magistrate Judge Clarke filed his Report and Recommendation (R&R), which recommends: (a) denying Plaintiffs' motion for summary judgment, (b) granting the motions for summary judgment by Defendants and Defendants-Intervenors. Judge Clarke also denied Defendants-Intervenors motion to strike. The matter is now before me for *de novo* review pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b).

Although no objections have been timely filed, this court still must review the legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1983) (absence

of objection does not relieve "district court of its obligation . . . to decide for itself whether the Magistrate's report is correct").

I find no error.<sup>1</sup>

**Conclusion**

Magistrate Judge Clarke's Report and Recommendation (docket # 123) are adopted. Plaintiffs' Motion (# 68) for Summary Judgment is denied. Defendants' Motion (# 98) for Summary Judgment is granted. Defendants-Intervenors' Motion (# 81) for Summary Judgment is granted.

IT IS SO ORDERED.

DATED this 22 day of July, 2009.

A handwritten signature in cursive script, reading "Owen M. Panner", is written over a horizontal line.

Owen M. Panner  
United States District Judge

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<sup>1</sup> The court clarifies Footnote 4 on page 8, which states that the "2006 Permit expired December 31, 2004 . . . ." It was the "1996 Permit" that expired on December 31, 2004. Plaintiffs contend the 2006 Permit should expire December 31, 2014.